

1 ANNALISA N. GRANT, ESQ.
Nevada Bar No. 11807
2 JESSICA A. WEST, ESQ.
Nevada Bar No. 09929
3 GRANT & ASSOCIATES
4 7455 Arroyo Crossing Parkway, Suite 300
Las Vegas, Nevada 89113
5 Phone: (702) 940-3529
Fax: (855) 429-3413
6 Jessica.West@aig.com

7 Attorney for Third-Party Defendant
BEBOUT CONCRETE, INC.

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 AZURE MANOR/RANCHO DE PAZ
11 HOMEOWNERS ASSOCIATION, a Nevada
residential, common-interest planned
community.

12 Plaintiffs,

13 vs.

14 D.R. HORTON, INC., a Delaware
15 corporation, and DOES 1-100, inclusive,

16 D.R. HORTON, INC.

17 Third-Party Plaintiff

18 v.

19 ALLARD ENTERPRISES d/b/a IRON
20 SPECIALISTS; AMERICAN ASPHALT &
GRADING COMPANY; ATRIUM DOOR
AND WINDOW COMPANY; BEBOUT
21 CONCRETE, INC.; BEL-AIR
PLASTERING, INC.; CENTRAL VALLEY
22 INSULATION; CREATIVE TOUCH
INTERIORS, INC.; DISTINCTIVE
23 MARBLE, INC.; EFFICIENT ELECTRIC,
INC.; GILMORE CONSTRUCTION, LLC;
24 HARRISON LANDSCAPE COMPANY,
LLC; MAJESTIC PLUMBING, INC.;
25 NEVADA LANDSCAPING, INC.; NEW
CREATION MASONRY, INC.; OPM, INC.
26 d/b/a CONSOLIDATED ROOFING;
QUALITY WOOD PRODUCTS LTD.;
27 SILVER STATE FIREPLACES, INC.;
SOUTHERN NEVADA PAVING, INC.

CASE NO.: 2:14-cv-02222-JCM-NJK

STIPULATION AND ORDER TO
DEEM SETTLEMENT AGREEMENT
AND RELEASE FULLY EXECUTED
AND FOR DISMISSAL OF THIRD-
PARTY DEFENDANT BEBOUT
CONCRETE, INC., WITH
PREJUDICE

SUMMIT DRYWALL & PAINT, LLC;
 SUNRISE MECHANICAL, INC.;
 SUNSTATE COMPANIES, INC. d/b/a
 SUNSTATE LANDSCAPE; WESTERN
 SHOWER DOOR; ZEPEDA BROS. PAINT
 & DRYWALL, LLC; and DOES 1 through
 150,

Third-Party Defendants.

**STIPULATION AND ORDER TO DEEM SETTLEMENT AGREEMENT AND
 RELEASE FULLY EXECUTED AND FOR DISMISSAL OF THIRD-PARTY
 DEFENDANT BEBOUT CONCRETE, INC., WITH PREJUDICE**

IT IS HEREBY STIPULATED, by and between Third-Party Defendant BEBOUT CONCRETE, INC., by and through its attorneys of record, the law firm of Grant & Associates, and Defendants/Third-Party Plaintiffs D.R. HORTON, INC., by and through its attorneys of record, Wood Smith Henning & Berman LLP, that (1) Bebout Concrete, Inc. is a permanently revoked corporation, inactive since 2014, and therefore does not have a representative to sign the Settlement Agreement and Release; (2) Bebout Concrete, Inc. and D.R. Horton, Inc. stipulate that the Settlement Agreement and Release, attached as "Exhibit A" should be deemed fully executed by this Court; and (3) Defendants/Third-Party Plaintiffs' *Third-Party Complaint* in Case No. 2:14-cv-02222-JCM-NJK, and all causes of action contained therein, is hereby dismissed, with prejudice, as to Third-Party Defendant BEBOUT CONCRETE, INC., only.

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Each party shall bear its own attorneys' fees and costs.

IT IS SO STIPULATED.

DATED this 2 day of January ²⁰²⁰ ~~2019~~

WOOD SMITH HENNING & BERMAN,
LLP

Betty L. Wyatt NV Bar No. 14517 h✓
ELISA L. WYATT, ESQ.

Nevada Bar No. 13034

2881 Business Park Court, Suite 200
Las Vegas, Nevada 89128

Attorneys for Defendants/
Third-Party Plaintiffs

D.R. HORTON, INC.

DATED this 3rd day of January, 20²⁰ ~~19~~

GRANT & ASSOCIATES

Jessica A. West
JESSICA A. WEST, ESQ.

Nevada Bar No. 09929

7455 Arroyo Crossing Parkway, Suite 300
Las Vegas, Nevada 89113

Attorney for Third-Party Defendant
BEBOUT CONCRETE, INC.

ORDER

IT IS SO ORDERED.

Dated January 9, 2020.

James C. Mahan
UNITED STATES DISTRICT COURT JUDGE